

SECTION 6. 675 IAC 12-3-2 IS AMENDED TO READ AS FOLLOWS:

675 IAC 12-3-2 Schedule of fees for site built construction

Authority: IC 22-12-6-6

Affected: IC 22-12-6-4; IC 22-15-3-2

Sec. 2. (a) Every application for construction design release (ACDR) required by 675 IAC 12-6 shall be accompanied by payment to the fire and building services fund in an amount prescribed in this section.

(b) The design release fees shall be as follows:

| <u>All Projects</u> | <u>Amount</u> |
|---------------------|-----------------------|
| Filing Fee | \$75 |
| | plus |
| Processing Fee | \$75 minimum* |
| TOTAL | \$150 minimum* |

*The minimum processing fee only applies where the categorical processing fee is less than **\$75**.

(c) The categorical processing fees shall be as follows:

Category A (Normal Occupancy): All buildings and structures not specifically listed in Categories B, C, D, E, **G, H, and I**. The fee is **\$0.050** times the gross square feet of floor area.

Category B (Minimal Occupancy—Area related): Livestock sales, hangars, open parking structures, truck freight terminals, warehouses, refrigerated storage, **bulk product processing plants**, and similar uses. The fee is **\$0.030** times the gross square feet of floor area.

Category C (Cost related): Remodeling and renovation (no additions). The fee is **\$0.0030** times the **total square footage of the remodeling and renovation**.

Category D (Minimal Occupancy—Cost related): Control towers, **generating plants**, dust collectors, mausoleums, grain elevators, concrete or asphalt plants, and other occupied high volume low area structures. The fee is **\$0.0002** times the construction cost.

Category E Swimming pools. The fee is **\$0.020** times the gross cubic feet.

Category F (Flammable Liquid or Gas Facilities): Each initial installation of one (1) or more bulk storage tanks, piping or dispensing equipment for **Classes I, II, IIIA, and IIIB** liquids, liquefied petroleum (LP) gas, or liquefied natural gas (LNG) or replacement of such tanks or piping at the same location. The fee is **eighty dollars (\$80)** for each tank.

Category G (Replicated floor plan buildings, such as apartment buildings, hotels, or motels): If a project consists of one (1) or more buildings with replicated floor plans, the filing fee shall be \$0.040 per square foot for one (1) example of each replicated floor plan, plus sixty-nine dollars (\$69) per building.

Category H (Shell building⁵ and initial tenant build-out): The fee for the shell building is \$0.040 times the gross square feet of floor area. The fee for the initial tenant build-out is \$0.020 times the gross square feet of floor area that is the subject of the build-out.

Category I (Expedited plan review): Expedited plan review is available for the following occupancies: B, F, M, S, and U. All required drawings, applications, and fees shall be received by plan review not later than 9:00 a.m. on the day that the project is submitted. If the project qualifies for expedited plan review and the issuance of a design release, the project will be released not later than 4:30 p.m. on the next following business day that the division is open. The fee for expedited submittal is five thousand dollars (\$5,000), plus the applicable fee or fees from Categories A through H.

(d) The special processing fees shall be as follows:

| <u>Special Processing Fees</u> | <u>Amount</u> |
|---|---------------|
| (1) Each additional submission for a partially filed project | \$250 |
| (2) Surcharge for late filing of plans and specifications in accordance with 675 IAC 12-6-8(c) ² | \$300 |
| (3) Foundation release | \$80 |
| (4) Addenda and revisions, each system modified per submission (other than compliance corrections) ³ | \$35 |
| (5) Master plans, each series or structure | \$173 |
| (6) Incomplete project filing (mailed submissions only) ⁴ | \$12 |
| (7) Returned checks | \$35 |
| (8) Reinstatement or time extension of design release | \$50 |

Notes:

¹The regular filing and processing fees are paid with the initial submission of the ACDR.

²The surcharge fee, if not collected at the time the ACDR is filed, **shall** be paid **before** issuance of any design release.

³Systems are architectural, structural, electrical, plumbing, mechanical (HVAC), **alarm, and fire suppression.**

⁴Payable when missing documents are subsequently filed.

⁵**“Shell building” means a Class 1 structure for which a design release is required before further construction is performed to accommodate the occupancy of one or more initial tenants.**

(e) The explanation of terms shall be as follows:

(1) Square footage (floor area) shall be determined by the outside dimensions of the building or structure. This shall include usable area under the horizontal projection of the roof or floor above such as **the following:**

(A) Porches.

(B) Canopies.

(C) Balconies.

(2) Cubic footage (volume) shall be the gross volume of the building or structure as determined by the outside dimensions of the building or structure.

(3) Costs (construction) shall be the cost of the labor and materials required to perform the stated scope of construction. It need not include the cost of the **following:**

(A) Land.

(B) Interior furnishings. ☐

(C) Processing equipment.

(f) The state **fire marshal or the building law compliance officer** may authorize the refunding of any fee specified in this section **that** was paid or collected in error. *(Fire Prevention and Building Safety Commission; 675 IAC 12-3-2; filed Jan 29, 1986, 3:00 p.m.: 9 IR 1363, eff Mar 1, 1986; filed Feb 17, 1987, 3:15 p.m.: 10 IR 1386, eff Mar 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the Secretary of State. LSA Document #86-152 was filed Feb 17, 1987.]; filed Jul 17, 1987, 2:45 p.m.: 10 IR 2700, eff Aug 1, 1987 [IC 4-22-2-36 suspends the effectiveness of a rule document for 30 days after filing with the Secretary of State. LSA Document #87-54 was filed Jul 17, 1987.]; filed Jun 3, 1988, 2:15 p.m.: 11 IR 3555, eff Aug 1, 1988; filed Sep 27, 1989, 4:30 p.m.: 13 IR 294; filed Apr 22, 1996, 3:00 p.m.: 19 IR 2285; readopted filed Sep 11, 2001, 2:49 p.m.: 25 IR 530; filed Apr 16, 2002, 9:05 a.m.: 25 IR 2731)*

SECTION 7. 675 IAC 12-3-6 IS AMENDED TO READ AS FOLLOWS:

675 IAC 12-3-6 Construction inspection fees

Authority: IC 22-12-6-6; IC 22-13-2-13

Affected: IC 22-15-2-6

Sec. 6. (a) This section applies to any Class 1 building or structure:

(1) for which a design release is required under 675 IAC 12-6; and

(2) **that** is located within the jurisdiction of a political subdivision that has not established a program to periodically inspect, or cause to be inspected, construction as determined under 675 IAC 12-10-9.

(b) The fees collected under section 2 of this rule for a design release shall be increased by **the greater** of the following amounts:

(1) **two hundred dollars (\$200).**

(2) **\$0.10 per square foot**, but not more than seven **thousand five hundred dollars (\$7,500).**

(Fire Prevention and Building Safety Commission; 675 IAC 12-3-6; filed Feb 1, 1988, 2:18 p.m.: 11 IR 1795, eff Apr 1, 1988; filed Apr 22, 1996, 3:00 p.m.: 19 IR 2287; filed Jan 30, 1998, 4:00 p.m.: 21 IR 2081; readopted filed Sep 11, 2001, 2:49 p.m.: 25 IR 530; filed Apr 16, 2002, 9:05 a.m.: 25 IR 2733)

SECTION 8. 675 IAC 12-3-8 IS AMENDED TO READ AS FOLLOWS:

675 IAC 12-3-8 Amusement and entertainment permit and inspection fees

Authority: IC 22-12-6-7

Affected: IC 22-12-6; IC 22-14-3-4

Sec. 8. (a) An application for issuance of a permit for a regulated place of amusement or entertainment shall be accompanied by payment to the fire and building services fund in an amount as follows:

(1) Category A: Places where the occupant load is based entirely on fixed seating capacity, and all planned amusement or

entertainment activity utilizes a single floor plan described in 675 IAC 12-9-3(a)(2). Examples are theaters and auditoriums.

| Occupant Load | Fee |
|----------------|--------------|
| 1–99 | \$99 |
| 100–499 | \$134 |
| 500–999 | \$168 |
| 1,000–4,999 | \$203 |
| 5,000–9,999 | \$237 |
| 10,000 or more | \$272 |

(2) Category B: Places where the maximum occupant load is calculated under the method prescribed in the Indiana Building Code, 675 IAC 13. The occupant load may include persons seated in moveable seats or bleachers, fixed seating, persons standing, and combinations thereof. Examples include **the following**:

- (A) Indoor stadiums.
- (B) Arenas.
- (C) Gymnasiums.
- (D) Halls.
- (E) Nightclubs.
- (F) Other assembly type buildings or portions thereof.

The application fee is calculated from the same schedule as Category A plus an additional **ninety-nine dollars (\$99)** for each seating configuration or arrangement described in the floor or site plans submitted with the application under 675 IAC 12-9-3(a).

(b) An application for issuance of a special event endorsement under IC 22-14-3-4 shall be accompanied by payment to the fire and building services fund in an amount of **ninety-nine dollars (\$99)** for inspection of the place of amusement or entertainment. *(Fire Prevention and Building Safety Commission; 675 IAC 12-3-8; filed Jul 15, 1991, 5:30 p.m.: 14 IR 2235; filed Apr 22, 1996, 3:00 p.m.: 19 IR 2287; readopted filed Sep 11, 2001, 2:49 p.m.: 25 IR 530; filed Apr 16, 2002, 9:05 a.m.: 25 IR 2733)*

SECTION 9. 675 IAC 12-3-11 IS AMENDED TO READ AS FOLLOWS:

675 IAC 12-3-11 Inspection fee for existing buildings

Authority: IC 22-12-6-6

Affected: IC 22-12-6-1; IC 22-13-4-5

Sec. 11. If a design release for rehabilitation work to **or conversion of** an existing building, issued under 675 IAC 12-8-3(a) **or 675 IAC 12-13-2(a)**, requires passing an on-site inspection conducted by the **division**, an inspection fee in the amount of **one hundred fifty dollars (\$150)** shall be paid by the applicant for the design release. The fee shall be paid to the fire and building services fund. *(Fire Prevention and Building Safety Commission; 675 IAC 12-3-11; filed Jul 15, 1991, 5:30 p.m.: 14 IR 2236; readopted filed Sep 11, 2001, 2:49 p.m.: 25 IR 530)*

SECTION 10. 675 IAC 12-3-13 IS AMENDED TO READ AS FOLLOWS:

675 IAC 12-3-13 Boiler and pressure vessel inspection, permitting, and licensing fees

Authority: IC 22-12-6-6; IC 22-13-2-13

Affected: IC 22-12-7-5; IC 22-15-6

Sec. 13. (a) The **division** may not charge an owner or user more than two (2) of the fees described in subsections (b) through (e) for inspections of regulated boilers and pressure vessels during a particular calendar year. However, a fee of twenty-five dollars (\$25) shall be paid by an owner or user who has failed to **do either of the following**:

- (1) Prepare a boiler or pressure vessel for the required inspection on the date specified by the inspector. ~~or~~
- (2) Make repairs or otherwise correct conditions of noncompliance applicable to regulated equipment within the time frame specified in a correction order **under** IC 22-12-7-5.

Verification of the conditions noted in either subdivision (1) or (2) shall be documented on the inspection report form mandated by the boiler and pressure vessel safety **section (BPVSS)** to report inspection activities relating to equipment regulated by **BPVSS**.

(b) The fees for the internal inspection of regulated boilers shall be as follows:

| Heating Surface Area (in square feet) | Amount |
|---------------------------------------|--------|
| 0–100 | \$24 |

| | |
|--------------|------|
| 101–500 | \$36 |
| 501–1,000 | \$48 |
| 1,001–10,000 | \$90 |

Fees for internal inspection of regulated boilers exceeding ten thousand (10,000) square feet of heating surface shall be charged at the rates specified in subsection (i).

(c) The fees for the external inspection of regulated boilers shall be as follows:

| Heating Surface Area (in square feet) | Amount |
|---------------------------------------|--------|
| 0–50 | \$18 |
| 51–150 | \$24 |
| 151 or more | \$40 |

(d) The fees for the internal or external inspection of regulated pressure vessels shall be based on the sectional area of the vessel (overall length head to head times the width or outside diameter) expressed in square feet as follows:

| Area (in square feet) | Amount |
|-----------------------|--------|
| 0–50 | \$15 |
| 51–150 | \$30 |
| Greater than 150 | \$60 |

(e) The fee for internal or external inspection of a service water heater shall be ten dollars (\$10).

(f) The operating permit processing fee for all certificates of inspection (operating permits) issued by the **division** shall be twenty-five dollars (\$25). In all cases, this fee is in addition to fees for inspection activities.

(g) A request to recreate an operating permit that has been lost shall be accompanied by a payment of fifteen dollars (\$15).

(h) An application for a variance from a rule adopted by the boiler and pressure vessel rules board shall be accompanied by a fee of two hundred dollars (\$200). An additional five hundred dollars (\$500) shall accompany the application when engineering calculations are included for review.

(i) The fees for inspection **or** audit, **or both**, activities requested that are not otherwise listed in this section shall be either of the following:

(1) Three hundred dollars (\$300) per day, not to exceed four (4) regular working hours.

(2) Six hundred dollars (\$600) per day exceeding four (4) regular working hours, plus seventy-five dollars (\$75) per hour exceeding eight (8) regular working hours in a particular day, plus actual expenses incurred, such as:

(A) travel;

(B) lodging; and

(C) dining;

expenses.

A fee computed under this subsection must cover the period from the time the inspector leaves the inspector's regular work schedule to the time the inspector returns to the inspector's regular work schedule and is payable upon receipt of an invoice.

(j) A payment of twenty dollars (\$20) per object inspected shall accompany the annual report of inspection of owner or user inspection agencies.

(k) An application for an owner or user inspection agency certificate shall be accompanied by payment of five hundred dollars (\$500).

(l) An application to sit for an inspector examination shall be accompanied by payment of one hundred dollars (\$100).

(m) The annual renewal of an inspector license shall be accompanied by payment of twenty-five dollars (\$25).

(n) All payments to the office are payable to the fire and building services fund. The state **fire marshal or the building law compliance officer** may authorize the refunding of any fee specified in this section that was paid or collected in error. (*Fire Prevention and Building Safety Commission; 675 IAC 12-3-13; filed Dec 9, 2002, 11:15 a.m.; 26 IR 1556, eff Apr 1, 2003*)

SECTION 11. 675 IAC 12-3-14 IS AMENDED TO READ AS FOLLOWS:

675 IAC 12-3-14 Regulated lifting device permitting and certification fees

Authority: IC 22-12-6-6; IC 22-13-2-13

Affected: IC 22-15-5

Sec. 14. (a) An application for an installation or alteration permit for a regulated lifting device shall be accompanied by payment as follows:

| Type of Device | Amount |
|--|--------|
| (1) Vertical wheelchair lift, incline wheelchair lift, and incline chair lift | \$250 |
| (2) Any other regulated lifting device, including elevator, escalator, belt manlift, personnel hoist, sewage lift station personnel hoist, or dumbwaiter | \$500 |

(b) An application for an initial or renewal operating certificate for a regulated lifting device shall be accompanied by payment of one hundred twenty dollars (\$120).

(c) An application for a temporary operating permit for a regulated lifting device shall be accompanied by a payment of one hundred dollars (\$100).

(d) Subsequent inspections to complete an initial inspection of a new or altered regulated lifting device installation shall be at a cost of one thousand dollars (\$1,000) per inspection where the inspection results from erroneous information to the division from the operator or owner that the installation is ready for inspection.

(e) Follow-up inspections on a new installation of a regulated lifting device, where the initial inspection revealed noncompliance with the rules of the commission, shall be at a cost of seven hundred fifty dollars (\$750) for each such inspection.

(f) All payments to the office are payable to the fire and building services fund. The state **fire marshal or the building law compliance officer** may authorize the refunding of any fee specified in this section which was paid or collected in error. *(Fire Prevention and Building Safety Commission; 675 IAC 12-3-14; filed Dec 9, 2002, 11:15 a.m.: 26 IR 1557, eff Apr 1, 2003)*

SECTION 12. 675 IAC 12-3-15 IS AMENDED TO READ AS FOLLOWS:

675 IAC 12-3-15 Regulated lifting device professional licensing fees

Authority: IC 22-12-6-6; IC 22-13-2-13

Affected: IC 22-15-5

Sec. 15. (a) An application for an initial or renewal license as an elevator contractor, elevator inspector, or elevator mechanic shall be accompanied by payment as follows:

| Type of License | Amount |
|---------------------------------|--------|
| (1) Elevator contractor | \$500 |
| (2) Elevator inspector | \$100 |
| (3) Elevator mechanic | \$100 |
| (4) Temporary elevator mechanic | \$100 |
| (5) Emergency elevator mechanic | \$25 |

(b) All payments to the office are payable to the fire and building services fund. The state **fire marshal or the building commissioner law compliance officer** may authorize the refunding of any fee specified in this section which was paid or collected in error. *(Fire Prevention and Building Safety Commission; 675 IAC 12-3-15; filed Dec 9, 2002, 11:15 a.m.: 26 IR 1558)*